#### CALL TO ORDER AND ESTABLISHMENT OF QUORUM

A Regular Meeting of the Redmond City Council was called to order by Mayor John Marchione at 7:30 p.m. in the Council Chamber. Councilmembers present and establishing a quorum were: Allen, Carson, Flynn, Margeson, Myers, Stilin, and Vache.

PRESENTATION: CERT (Community Emergency Response Team)
Graduation; Classes 18 and 19

Mayor Marchione acknowledged Janeen Olsen, Vista Volunteer, and Fire Captain Rob Torrey, in the presentation of graduation certificates for CERT classes 18 and 19. The following persons were recognized:

Class 18: Alex Mabery; Alexandra Warner; Allison Bangs; Andy Varyu; Chris Kahler; Colleen Ames; Eddie Barnhart; Elizabeth Austin; Elizabeth Sotack; Hank Myers; Heather Sibet; Hollis Clark; Jahna Smith; Jan McGruder; Janelee Waldock; Jess Lewis; Jessica Bartlett; John Malone; Jordan Heidler; Kristen Holsapple; Mark Levri; Maureen Donahue; Michael Murphy; Phil Henry; Ruth Allanbrook; Stephanie Gonias; and Ted Richardson.

Class 19: Ajay Varma; Andrew Wold; Arpitha Dhanapathi; Ashwini Varma; Austin Winant; Baris Saydag; Branden Coleman; Catalin Negrila; Christopher Mead; David King; Erik Noyd; Galin Iliev; Graham Wardle; Jessica Dwyer; Jinesh Varia; Joan Sharp; Joanna Gordon; L. Bharadwaj; Mark Hall; Martin Schaum; Meghan Manring; Nicholas Medlar-Hoth; Pranav Varia; Stefan Gordon; Steve Woolley; Suresh Raju; and Teala Urdahl.

Ms. Olson also recognized volunteer Ms. Elizabeth Hansford for her work with the City of Redmond.

#### ITEMS FROM THE AUDIENCE

Mayor Marchione opened the Items from the Audience section of the agenda at this time.

Ms. Marsha McGee spoke in opposition to development on the Overlake Group Health site, specific to clearing of the trees.

#### CONSENT AGENDA

MOTION: Councilmember Vache moved to approve the Consent Agenda. The motion was seconded by Councilmember Allen.

- 1. Approval of the Minutes: Regular Meeting of Tuesday, March 6, 2012
- 2. Approval of Payroll/Direct Deposit and Claims Checks

PAYROLL DIRECT DEPOSITS/CHECKS:

#174831 through #174899 #11081 through #11775

\$2,507,906.35

CLAIMS CHECKS:

#370185 through #370469

\$1,861,314.51

- 3. AM No. 12-044: Approval of Supplemental Consultant Agreement No. 2 with HDR Engineering in an amount not-to-exceed \$14,500 for Additional Design Services, Emergency Generator Installation and Replacement, Project No. 20020144
- 4. AM No. 12-045: Acceptance of Construction with MKB Constructors in a final amount of \$672,836.11, for Emergency Generator Installation and Replacement, Project No. 20020144
- 5. AM No. 12-048: Approval of Consultant Agreement for On-call Services for Developing Water and Wastewater Electronic Operation and Maintenance Manuals in an amount not-to-exceed \$300,000 in a 3-Year Period

VOTE: The motion to approve the Consent Agenda passed without objection. (7-0)

## HEARINGS AND REPORTS

## STAFF REPORTS

a. AM No. 12-046: Fall 2011 Zoning Code Amendments

Mr. Jeff Churchill, Senior Planner, provided a report to the Mayor and Members of the Council regarding proposed zoning code amendments being captured since Fall 2011. Mr. Churchill noted some of these amendments are scrivener's errors, and others substantive.

Discussion ensued regarding:

- implementing standards for LEED green building;
- making sure there are no conflicts between local regulation and federal regulation with respect to amateur radio towers;
- drive-throughs; and
- public notice provisions.

Members of the Council supported the proposed amendments coming forward for further consideration at the April 17, 2012, business meeting.

It was noted that public notice provisions would be discussed further at the committee level.

# OMBUDSMAN REPORT

Councilmember Myers reported receiving citizen contacts regarding:

- topped cottonwood trees (the Public Works Department has responded with respect to work to be done);
- damage to a resident's tree caused by the recent winter storm (the property owner was addressing the issue when a citizen inquiry came in);
- the art display of fiber-wrapped trees in Anderson Park; a citizen was concerned with regard to the health of the trees and wildlife (the Parks Department has given him information to respond with);
- the deteriorating condition of pavement on a private street; and
- the need for more sidewalks and crosswalks in the City.

Councilmember Vache noted he had received a complaint with respect to parking in the Downtown from a merchant. Councilmember Vache noted it may be prudent to inquire how the City's parking regulations are working for Downtown merchants.

## COMMITTÉE REPORTS

# Planning and Public Works Committee

Councilmember Allen overviewed the items discussed at the last committee meeting held on March 13, 2012.

## Eastside Transportation Partnership (ETP)

Councilmember Allen noted the committee discussed:

- project lists to be sent to PSRC, and Redmond projects on the list;
- transportation options being discussed as a result of the special legislative session;
- increases in driver license fees; and
- a transportation bill recently passed by the Legislature with respect to the SR 520 bridge project.

# Public Administration and Finance Committee

Councilmember Stilin overviewed the items discussed during the March 20, 2012, committee meeting; including a presentation by the BP Results Team regarding their Request for Offers (RFOs).

# WRIA 8 Committee - Salmon Recovery

Councilmember Myers noted a projects list for 2012 was discussed during the last meeting of this committee; three City of Redmond projects were approved.

## Lodging Tax Advisory Committee (LTAC)

Councilmember Myers overviewed items discussed during the last meeting of this committee.

## Growth Management Policy Board (GMP)

Councilmember Margeson noted the board discussed:

- involving landscape conversation; and
- Transportation 2040 monitoring and determining good measures.

# Suburban Cities Association - Public Issues Committee (PIC)

Councilmember Margeson noted:

• the PIC supported the Governor's request to the FDA to reclassify marijuana from a schedule 1 drug to a schedule 2 drug (the measure passed);

- the committee received an update on Transportation 2040 with respect to how funding would be allocated when considering maintenance needs; and
- April 4, 2012, is the next scheduled networking dinner.

# Public Safety Committee

Councilmember Carson advised that the next committee meeting will be held in the Council Conference Room at 4:30 p.m. on March 27, 2012.

MOTION: Councilmember Carson moved to approve the 2012-13 Public Safety Committee work plan. The motion was seconded by Councilmember

Myers.

VOTE: The motion passed without objection. (7 -

0)

#### **NEW BUSINESS**

A. AM No. 12-047: CLOSED RECORD APPEAL: LaBlanc Appeal (L120032) of Hearing Examiner's Decision to Deny Appeal L110371, Samm-Red Estates (quasi-judicial)

Mr. Jim Haney, City Attorney, overviewed the hearing procedures.

Mr. Jim and Mrs. Christie LaBlanc, Appellants, spoke regarding rules and regulations currently governing clean water at the county, state, and federal levels, as well as cited provisions from the Redmond Community Development Guide related to critical aquifers. Mr. LaBlanc opined the City's code with respect to the protection of his potable water source is in conflict with these other regulations and with the Growth Management Act.

Mr. LaBlanc requested protection of his potable water source. He noted he has been advised that the County should enforce wellhead protection; and that City staff acknowledges that Title 12 does apply, but that they are not the enforcing agency.

Councilmember Allen inquired if the Applicant offered to pay for the Appellant's water and sewer connection to the City. Mr. LaBlanc replied the Appellant offered to pay for the water connection, not sewer; and that the Applicant later withdrew his offer.

Councilmember Allen inquired if Mr. LaBlanc presented evidence at the lower level that placement of the proposed road would contaminate his well. No evidence from the record was cited.

Ms. Thara Johnson, City Planner, provided a report regarding the application process to-date. She advised the Appellant is asking that the proposal be redesigned to comply with King County health codes, Title 12, and Title 13. Ms. Johnson advised state subdivision law for criteria for short plats does not require compliance with King County's Board of Health requirements, and as such the plat proposal is in compliance.

Councilmember Allen inquired how King County health codes and Redmond City codes interact, and if King County has the authority over private wells.

Ms. Thara Johnson, Planner, affirmed that King County is the agency responsible for wellhead protection, and noted the City does not have codes that interact with that requirement. King County has the authority to enforce their regulations.

Discussion ensued regarding:

- three separate drainage ponds currently existing in this area now;
- whether or not there is a recorded protective easement 100 feet around the Appellant's well; there is no existing protective easement;
- the availability of City water to the Appellant; and
- City regulations related to short plats and preliminary plats and King County's interaction with those regulations.

Mr. Haney noted that state statutes with respect to a preliminary plat require sign-off from the local health officer; there is no such requirement for short plats in State law or in the City Code.

Mr. Tony Chee, Applicant, testified that the project was started in 2008. He advised it was a revised site plan and that the Appellant's requests had been taken into consideration through conversations he had held with him. He confirmed he had offered to pay for connection to City water as an alternative, and that the Appellant had requested he also pay for his water and sewer bills; he retracted the offer. Mr. Chee noted he would again extend the offer of water connection to the Appellant.

MOTION: Councilmember Myers moved to deny the appeal. The motion was seconded by Councilmember Allen.

VOTE: The motion passed without objection. (7 - 0)

# EXECUTIVE SESSION

Mayor Marchione noted that without objection, the Council would recess for five minutes prior to entering into Executive Session to discuss property negotiations  $(RCW \ 42.30.110(b))$  for approximately 15 minutes, and would adjourn immediately thereafter.

#### ADJOURNMENT

There being no further business to come before the Council the regular meeting adjourned at 9:20 p.m.

JOHN MARCHIONE, MAYOR

Minutes Approved: April 3, 2012